

GUIDELINES FOR "SOLICITOR OF FUNDS FOR CHARITABLE PURPOSES"

Registration Fee: \$12.00

CHARITABLE PURPOSES is defined as any philanthropic, religious or other non profit objectives, including the benefit of the poor, needy, sick, etc., benefit of any church, religious society, sect, group or order, benefit of a patriotic or veterans association, the benefit of any fraternal, social or civic organization, or the benefit of any educational institution. The term charitable purpose shall not be construed to include the direct benefit of any political group or organization which is subject to financial disclosure under State or Federal law.

Solicitation of funds shall mean: request for or the pledge of a future donation of money, property, or anything of value; the selling or offering for sale of any property, real or personal, tangible or intangible, whether of value or not, including, but not limited to, goods, books, pamphlets, publications or subscription or publications, etc., upon the representation, express or implied, that the proceeds of such sale will be used for charitable purposes. The means of solicitation of funds covered by this definition are limited to a solicitation communicated in the physical presence of any individual or by telephone call placed and received within the corporate limits of the City. **Excluded from the meaning "solicit funds" are any offer of membership in any organization and any solicitation of funds for any purpose either by a governmental agency or political subdivision.**

Person shall mean and include any natural person, firm, partnership, corporation, or association.

UNLAWFUL SOLICITATION

1. All persons soliciting for charitable purpose directly or through an agent or employee must obtain a certificate of registration from the Director of the Department of Finance and Administration.
2. No soliciting is allowed between the hours of 9:00 p.m. and 8:00 a.m.
3. No soliciting is allowed after the expiration of the certificate of registration.
4. No soliciting of funds for purposes other than those set out in the registration statement.
5. It shall be unlawful to represent that the issuance of the certificate of registration constitutes an endorsement or approval by the City or its officers or employees.
6. It shall be unlawful for any person issued a certificate of registration to fail to file any financial statement required in this article.
7. It shall be unlawful for any person to cause, aid, solicit, encourage, or direct a minor to engage in conduct prohibited by the ordinance.

Excepted from this ordinance are:

- Organizations or associations soliciting from its members.
- Soliciting by a person when it occurs on premises owned or controlled by that person or with the permission of the person who owns or controls the premises.
- The issuance of any announcement or advertisement which states that a solicitation as described above will occur or which announces or advertises an event at which unannounced solicitation as described above occurs.

PENALTIES

Violation of any applicable provision of this article shall be punishable by a fine of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00), and each day that any violation continued shall constitute a separate offense. However, an offense related to any provision of this article which also constitutes an offense pursuant to state law shall be punishable in accordance with the applicable state law.